LeMond Cycling, Inc. v. Trek Bicycle Corporation
Doc. 139 Att. 25

# ZASTROW EXHIBIT 76

Dockets.Justia.com

UNITED STATES DISTRICT COURT

DISTRICT OF MINNESOTA

---------------------------

LEMOND CYCLING, INC.,
Plaintiff,

Case No.
vs. 08-CV-1010 (RHK-JSM)

TREK BICYCLE CORPORATION,
Defendant and Third-Party
Plaintiff,

vs.

GREG LEMOND,
Third-Party Defendant.

---------------------------

VIDEOTAPED DEPOSITION OF

MARY HAIGH

April 22, 2009

3:23 p.m.

REPORTED BY: Kathy L. Soper, CSR, RPR

California CSR No. 8519

Q. So approximately 20 hours a week --
A. Yeah, on the average.
Q. For ten years?
A. Uh-huh.
Q. What was your compensation arrangement?
A. I got paid by the hour.
Q. Approximately how much?
A. $20 in the beginning, and then I got a raise to $25 an hour.
Q. Okay. So over the ten years, 20 hours a week, and if -- so roughly 400 to $500 a week, right?
A. (Indicating affirmatively.)
Q. The answer is yes?
A. Yes.
Q. Okay. What did you do for the LeMonds?
A. Paid their bills, helped them with travel arrangements, helped them with insurance for their home and their cars, paid a lot of bills for bikes, and helped them with correspondence, helped them with autographs, just kind of a jack of all trades type of person.
Q. Did you work out of your home or in an office or in the LeMonds' home? How did it

Q. Do you know that Warren has been deposed?
A. Yes.
Q. Did someone describe to you what Warren said?
A. No.
Q. Did you see any of the exhibits from Warren's deposition?
MS. RAHNE: Objection. She may have looked at documents that she didn't know were from Warren's deposition.
THE WITNESS: That's correct.
BY MR. WEBER:
Q. Okay. Let me show you Exhibit 160, a 2001 Fisher & LeMond Price List.
And, if you could, turn to page 2.
A. Uh-huh.
Q. Do you see there the reference to LeMond and the various LeMond models --
A. Yep.
Q. -- in 2001?
Do you recognize this document?
A. Yes.
Q. And you see it has "Advertised price"?
Do you understand that to be the retail price?

A. Yes.
Q. And Level 1, do you understand that to be the price the dealer would pay?
A. Yes.
Q. And "GL Prices," do you understand that to be --
A. Excuse me. I think Level 1 is the dealer price.
Q. Okay. And "GL Price," that's the price that Greg would have to pay?
A. Uh-huh. Yes.
Q. Your answer is yes?
A. Sorry.
Q. And "Friends" column, what is that column?
A. I guess that's the price we charged his family and friends.
Q. Okay.
A. I am sorry. Go ahead.
Q. Were you done?
A. (Witness indicating in the affirmative.) Uh-huh. Yes.
Q. Did you prepare this document or did somebody give it to you?
A. No, I got this from Elizabeth Huber.
Q. You think Elizabeth put in the friends

price?
A. I guess so.
Q. How would you think Elizabeth would know what Greg wanted to charge his friends?
MS. RAHNE: Object to the form, foundation.
THE WITNESS: I don't know, unless -- I am assuming that Trek came up with these prices, is that maybe Greg and someone at Trek agreed on these prices.
BY MR. WEBER:
Q. Okay. Let's look at the last item on the list, the Tete' de Course.
Do you remember that as a model of bike?
A. Uh-huh.
Q. Yes?
A. Yes. Sorry about that.
Q. Greg was able to buy that bike for $1,804 in 2001, right?
A. Yes.
Q. And this price sheet shows that he would charge his friends $700 more.
MS. RAHNE: Object to the form.
BY MR. WEBER: